

AMENDED IN ASSEMBLY JUNE 27, 2005

AMENDED IN ASSEMBLY JUNE 13, 2005

AMENDED IN SENATE APRIL 21, 2005

**SENATE BILL**

**No. 310**

**Introduced by Senator Chesbro**

February 16, 2005

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An act to amend Section ~~1048~~ 1047 of the Military and Veterans Code, relating to veterans' homes.

LEGISLATIVE COUNSEL'S DIGEST

SB 310, as amended, Chesbro. Veterans' homes: funding.

Existing law requires the administrator of a veteran's home to maintain a Morale, Welfare, and Recreation Fund to be used for the general welfare of the residents of veterans' homes.

This bill would require the fund established for the Yountville facility to maintain a reserve in the amount of \$2,000,000.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. The Legislature finds and declares all of the
- 2 following:
- 3 (a) The Morale, Welfare, and Recreation Fund is critical to
- 4 promoting an enhanced quality of life for residents of veterans'
- 5 homes.
- 6 (b) A financially sound Morale, Welfare, and Recreation Fund
- 7 is necessary to meet the long-term financial obligations of

1 providing services and activities for the residents of veterans'  
2 homes.

3 (c) Annual contributions to the Morale, Welfare, and  
4 Recreation Fund are uncertain and likely to decrease in the  
5 coming years.

6 (d) A prudent reserve of income-producing funds is desirable  
7 to ensure that services and activities for residents of veterans'  
8 homes are maintained.

9 *SEC. 2. Section 1047 of the Military and Veterans Code is*  
10 *amended to read:*

11 1047. (a) The administrator shall maintain a Morale,  
12 Welfare, and Recreation Fund that shall be used, at the discretion  
13 of the administrator and subject to the approval of the secretary,  
14 to provide for the general welfare of the veterans, including, but  
15 not limited to, providing for operations of the Veterans' Home  
16 Exchange, hobby shop, motion picture theater, library, band, and  
17 any other function that is operated for the morale, welfare, and  
18 recreation of the veterans, and to pay for newspapers, chapel  
19 expenses, welfare and entertainment expenses, sport activities,  
20 celebrations, and any other activity that is for the morale,  
21 welfare, and recreation of the veterans.

22 (b) Money in the Morale, Welfare, and Recreation Fund may  
23 not be expended for any of the following:

24 (1) Medical treatments or any other related treatment.

25 (2) Maintenance of the physical plant of the home.

26 (3) Any function, operation, or activity that is not directly  
27 related to the morale, welfare, or recreation of the veterans.

28 (c) Appropriations from the General Fund for the purposes  
29 described in paragraph (3) of subdivision (b) may not be reduced  
30 for the purpose of, or to have the effect of, requiring increased  
31 expenditures from the Morale, Welfare, and Recreation Fund for  
32 those described purposes.

33 (d) The administrator shall prepare an itemized report that is  
34 organized by category and accounts for all expenditures made  
35 from the Morale, Welfare, and Recreation Fund during the  
36 previous fiscal year and shall submit the report on or before  
37 August 20 of each year to all of the following:

38 (1) The secretary.

39 (2) The fiscal committees of the Assembly and the Senate.

1 (3) The committees of the Assembly and the Senate that have  
2 subject matter jurisdiction over veterans' affairs.

3 (4) The Veterans' Home Allied Council.

4 (e) *The Morale, Welfare, and Recreation Fund for the*  
5 *Veterans' Home of California, Yountville, shall maintain a*  
6 *reserve in the amount of two million dollars (\$2,000,000).*

7 ~~SEC. 2. Section 1048 of the Military and Veterans Code is~~  
8 ~~amended to read:~~

9 ~~1048. (a) The Morale, Welfare, and Recreation Fund shall~~  
10 ~~include proceeds from operations of the Veterans' Home~~  
11 ~~Exchange, revenue derived from the issuance of prisoner-of-war~~  
12 ~~special license plates pursuant to Section 5101.5 of the Vehicle~~  
13 ~~Code, all funds derived from golf course green fees and range~~  
14 ~~ball fees, all donations to the fund, interest earned on invested~~  
15 ~~funds, funds derived from the estates of deceased members, and~~  
16 ~~any other moneys or property described in this chapter,~~  
17 ~~including, but not limited to, moneys and properties received by~~  
18 ~~the home from estate assets located outside the home, regardless~~  
19 ~~of amount.~~

20 ~~(b) The Morale, Welfare, and Recreation Fund for the~~  
21 ~~Veterans' Home of California, Yountville, shall maintain a~~  
22 ~~reserve in the amount of two million dollars (\$2,000,000).~~

23 ~~(c) The administrator shall prepare an itemized report that is~~  
24 ~~organized by category and accounts for all funds deposited into~~  
25 ~~the Morale, Welfare, and Recreation Fund and transmitted to the~~  
26 ~~Controller under Section 1047 during the previous fiscal year and~~  
27 ~~shall submit the report on or before August 20 of each year to all~~  
28 ~~of the following:~~

29 ~~(1) The secretary.~~

30 ~~(2) The fiscal committees of the Assembly and the Senate.~~

31 ~~(3) The committees of the Assembly and the Senate that have~~  
32 ~~subject matter jurisdiction over veterans' affairs.~~

33 ~~(4) The Veterans' Home Allied Council.~~